

The Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

EAGLE HARBOR HOLDINGS, LLC, and  
MEDIUSTECH, LLC,

Plaintiffs,

v.

FORD MOTOR COMPANY,

Defendant.

Case No. 3:11-cv-05503-BHS

**DECLARATION OF JORDAN  
CONNORS IN SUPPORT OF  
PLAINTIFFS' UNOPPOSED  
MOTION TO FILE DOCUMENTS  
UNDER SEAL (DKT. NO. 233)**

I, Jordan Connors, declare as follows:

1. I am a member in good standing of the Washington State Bar.

2. I am an attorney at the law firm Susman Godfrey LLP and I am one of the attorneys serving as counsel for Plaintiffs Eagle Harbor Holdings, LLC, and MediusTech, LLC (collectively "Medius") in this action.

3. On February 26, 2014, plaintiffs moved to file eleven documents under seal, which had been designated "Confidential" or "Highly Confidential – Attorneys' Eyes Only" by Ford Motor Company ("Ford"). Dkt. No. 233. At the request of the Court, I submit this declaration in further support of plaintiffs' motion.

4. On February 26, 2014, I conferred with counsel for Ford regarding plaintiffs' motion to seal. During email discussions with Ford's counsel, the parties were able to

1 narrow the number of documents to request to seal. Ford's counsel indicated that the  
2 documents that were the subject of plaintiffs' motion should be filed under seal and that  
3 Ford did not oppose plaintiffs' motion to do so.

4 5. The documents that the parties desire to seal include the following:

- 5 a. X-1 – Internal email from J. Farley to Ford employees regarding Ford  
6 marketing strategy, dated December 1, 2007;
- 7 b. X-4 – Internal email from J. Farley to Ford employees regarding business  
8 and branding strategy, dated October 31, 2008;
- 9 c. X-5 – Internal email from J. Farley to Ford employees regarding  
10 marketing strategy and product launch, dated April 19, 2009;
- 11 d. X-6 – Excerpts from the December 3, 2013 deposition of Ford's Rule  
12 30(b)(6) designee Michelle Moody, designated Highly Confidential by  
13 Ford;
- 14 e. X-9 – Email from J. Farley to Vice-President of Operations at Crown  
15 Ford regarding Ford marketing strategy, dated February 11, 2008;
- 16 f. X-10 – Email from J. Farley to Dan Hay, President of Jim Burke Ford  
17 Lincoln Mercury Jaguar, regarding marketing campaign, dated November  
18 12, 2007;
- 19 g. X-11 – Internal email from B. Shanks to J. Farley regarding marketing  
20 strategy and customer survey data, dated November 12, 2013;
- 21 h. X-12 – Internal email from J. Farley to Ford employees regarding  
22 analysis of customer survey data, dated September 17, 2010;
- 23 i. X-13 – Internal email from J. Farley to Ford employees regarding  
24 customer survey data, dated April 24, 2010;
- 25 j. X-14 – Internal email from D. Hazel to J. Farley regarding sales and  
26 business strategy, dated April 25, 2008;

1 k. X-15 – Internal email from J. Farley to J. Buczkowski regarding sales and  
2 product strategy, dated April 15, 2008.

3 6. Additionally, the parties desire to seal portions of plaintiffs’ opposition brief  
4 that quote or reference the above documents.

5 I declare under penalty of perjury under the laws of the United States that the  
6 foregoing is true and correct.

7 Signed this 5<sup>th</sup> day of March, 2014, at Seattle, Washington.

8  
9 /s/ Jordan Connors  
Jordan Connors

**CERTIFICATE OF SERVICE**

I hereby certify that on March 5, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record who have registered for electronic notifications, and I caused the foregoing to be served upon the following by email:

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Dated: March 5, 2014

By: /s/Jordan Connors